



Honorable Mike K. Nakagawa
United States Bankruptcy Judge



Entered on Docket
May 03, 2013

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

RODEO CREEK GOLD INC.

- ☐ Affects this Debtor
☒ Affects all Debtors
☐ Affects Antler Peak Gold Inc.
☐ Affects Hollister Venture Corporation
☐ Affects Touchstone Resources Company

Chapter 11

Case No. BK-13-50301 (MKN)

Jointly Administered

**ORDER APPROVING KEY
EMPLOYEE RETENTION PLAN AND
GRANTING RELATED RELIEF**

Hearing Date: May 2, 2013
Hearing Time: 1:30 p.m. (PT)
Place: 300 Las Vegas Blvd.
Las Vegas, NV 89101

Upon the motion (the "Motion")¹ of the Debtors² in the above-captioned chapter
11 cases for the entry of an order approving the Debtors' key employee retention plan (the

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Motion.

1 “KERP”); and upon consideration of the Kang Declaration; and this Court having jurisdiction to
2 consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and
3 1334; and the consideration of the Motion and the relief requested therein being a core
4 proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to
5 28 U.S.C. §§ 1408 and 1409; and this Court having determined that the legal and factual bases
6 set forth in the Motion establish just cause for the relief granted herein; and this Court having
7 determined that notice of the Motion as provided therein was good and sufficient; and this Court
8 having determined that the relief sought in the Motion is in the best interest of the Debtors, their
9 creditors, and all parties-in-interest; and after due deliberation, it is therefore

10 ORDERED that the Motion is granted as set forth herein; and it is further

11 ORDERED that the Debtors are authorized and empowered, but not directed, to
12 take all actions necessary to implement the KERP to the extent necessary to preserve the value of
13 their estates, to make all payments pursuant thereto to the extent authorized by the Approved
14 Budget (as defined in the Final DIP Order), and to implement any relief granted in this Order;
15 and it is further

16 ORDERED that all amounts earned and payable under the KERP and authorized
17 under the Approved Budget shall have administrative expense priority under sections 503(a) and
18 507(a)(2) of the Bankruptcy Code for all purposes in the Chapter 11 Cases and in any other cases
19 under the Bankruptcy Code to which such cases may be converted; and it is further

20 ORDERED that (i) the fourteen-day stay under Fed. R. Bankr. P. 6004(h) is
21 hereby waived with respect to this Final Order and (ii) the terms and conditions of this Final
22 Order shall be effective and enforceable immediately upon its entry; and it is further
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26 ² The Debtors in these chapter 11 cases are: Rodeo Creek Gold Inc., Hollister Venture Corporation, Touchstone
27 Resources Company, and Antler Peak Gold Inc.
28

1 ORDERED that this Court shall retain jurisdiction to hear and determine all
2 matters arising from or related to the implementation of this Final Order.

3
4 SUBMITTED BY:

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21 In accordance with Local Rule 9021, counsel submitting this document certifies as follows
(check one):

22 X The court has waived the requirement set forth in Local Rule 9021(b)(1)

23 No party appeared at the hearing or filed an objection to the Motion.

24 I have delivered a copy of this proposed order to all counsel who appeared at the hearing,
25 and each has approved or disapproved the order, or failed to respond, as indicated below [list
26 each party and whether the party has approved, disapproved, or failed to respond to the
27 document]:

28 I certify that this is a case under chapter 7 or 13, that I have served a copy of this order with
the motion pursuant to Local Rule 9014(g), and that no party has objected to the form or content
of the order.

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